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RESOLUTIONS ADOPTED BY THE GENERAL ASSEMBLY

[without reference to a Main Committee (A/48/L.58 and A/48/L.59 and Add.1)]

48/258. Elimination of apartheid and establishment of a united, democratic and non-racial South Africa

A

Work of the Special Committee against Apartheid

The General Assembly,

Recalling its resolutions S-16/1 of 14 December 1989, 46/79 A of 13 December 1991, 47/116 A of 18 December 1992, 48/1 of 8 October 1993, 48/159 A of 20 December 1993 and 48/233 of 21 January 1994, which were all adopted by consensus,

Also recalling its resolution 1761 (XVII) of 6 November 1962, by which it established the Special Committee against Apartheid, and its resolutions 47/116 B of 18 December 1992 and 48/159 B of 20 December 1993 on the programme of work of the Special Committee, which were adopted by consensus,

Taking note with appreciation of the final report of the Special Committee against Apartheid, 1/ submitted in accordance with paragraph 4 (e) of resolution 48/159 B,

Also taking note with appreciation of the report of the Chairman of the Special Committee against Apartheid on his missions to South Africa, together with a delegation of the Special Committee, from 28 February to 5 March and from 6 to 10 June 1994, as reflected in the final report of the Special Committee,

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1/ A/48/22/Add.1-S/26714/Add.1.

Recalling the contributions over the decades of the United Nations, its Special Committee against Apartheid, Member States of the United Nations, regional and non-governmental organizations and the international community as a whole to the efforts leading to the end of apartheid,

Also recalling Security Council resolution 919 (1994) of 25 May 1994,

Noting with great satisfaction that South Africa, having resumed its rightful place in the international community, intends to participate in the work of the United Nations in accordance with the purposes and principles of Charter of the Organization,

1. Expresses its profound satisfaction at the entry into force of South Africa's first non-racial and democratic constitution on 27 April 1994, the holding of one-person/one-vote elections from 26 to 29 April 1994, the convening of South Africa's new parliament on 5 May 1994 and the installation on 10 May 1994 of its State President and the Government of National Unity;

2. Congratulates all South Africans and their political leaders on their success in bringing apartheid to an end and in laying, through broad-based negotiations, the foundations for a new, non-racial and democratic South Africa with equal and guaranteed rights for each and all;

3. Notes the importance of actions taken by the General Assembly and the Security Council, which have contributed significantly to the end of apartheid and the establishment of a democratic and united, non-racial South Africa;

4. Commends the Secretary-General for the successful implementation and conclusion of the mandates entrusted to him by relevant Security Council and General Assembly resolutions, in particular Security Council resolutions 765 (1992) of 16 July 1992, 772 (1992) of 17 August 1992 and 894 (1994) of 14 January 1994, through the efforts of his Special Representative, and General Assembly resolution 48/159 A of 20 December 1993 relating to the United Nations Observer Mission in South Africa;

5. Also commends the Organization of African Unity, the Commonwealth and the European Union for their important contributions, inter alia, through their observer missions, as well as the Movement of Non-Aligned Countries, for their support to the process of peaceful change culminating in the elections;

6. Expresses its appreciation to the Special Committee against Apartheid for the important role it has played as a focal point for international action in support of the efforts to eliminate apartheid in South Africa and to establish a non-racial and democratic society in that country;

7. Welcomes South Africa back to the community of nations as represented in the General Assembly of the United Nations, and calls upon specialized agencies and related organizations of the United Nations system to take all necessary actions to re-establish full membership of South Africa;

8. Decides to consider, as an exceptional measure, that the arrears of South Africa that have accrued to date were due to conditions beyond its control and, accordingly, that the question of the applicability of Article 19 of the Charter of the United Nations related to the loss of voting rights in the General Assembly in this respect will not arise;

9. Considers, as stated in the final report of the Special Committee against Apartheid, 1/ that the mandate of the Special Committee has been successfully concluded, and decides to terminate it as at the date of adoption of the present resolution;

10. Requests the Secretary-General to facilitate the transfer and installation of the Art against Apartheid Collection at an institution agreed on with designated representatives of the Government of South Africa;

11. Strongly appeals to Member States and the international community to provide generous assistance to the Government and people of South Africa in the implementation of the reconstruction and development programmes of their country, and requests the Secretary-General to consider the appointment, in consultation with the Government of South Africa, of a high-level coordinator for United Nations development activities in that country;

12. Decides to remove from the provisional agenda of its forty-ninth session the item entitled "Elimination of apartheid and establishment of a united, democratic and non-racial South Africa".

95th plenary meeting
23 June 1994

B

United Nations Trust Fund for South Africa

The General Assembly,

Recalling its resolutions on the United Nations Trust Fund for South Africa, in particular resolution 48/159 D of 20 December 1993,

Recalling also its resolution 48/160 of 20 December 1993 on the United Nations Educational and Training Programme for Southern Africa,

Having considered the report of the Secretary-General on the United Nations Trust Fund for South Africa, 2/

Recognizing the valuable work carried out over the years by the Secretary-General and the Committee of Trustees of the United Nations Trust Fund for South Africa in rendering legal, educational and relief assistance to persons persecuted under repressive and discriminatory legislation in South Africa and their dependants and to former political prisoners and returning exiles in order to facilitate their reintegration into South African society,

Taking note of the recommendations in the final report of the Special Committee against Apartheid, 3/

2/ A/48/523/Add.1.

3/ See A/48/22-S/26714/Add.1, sect. VI.

Recognizing the valuable assistance rendered by the United Nations Educational and Training Programme for Southern Africa to disadvantaged students in South Africa, its support for institution-building in that country and the measures it has taken to ensure that commitments made with regard to educational and training assistance can be met in full,

Recognizing also that the legacies of apartheid will continue to affect disadvantaged South Africans for years to come,

1. Expresses its satisfaction at the successful holding, from 26 to 29 April 1994, of the first non-racial and democratic elections in South Africa, the establishment of the Government of National Unity and the coming into effect of a non-racial and democratic constitution for the transitional period;

2. Agrees with the view of the Committee of Trustees of the United Nations Trust Fund for South Africa, expressed in the annex to the report of the Secretary-General, 2/ that the Fund has now fulfilled its mandate;

3. Endorses the recommendations of the Committee of Trustees that remaining funds of the Trust Fund be transferred to the United Nations Educational and Training Programme for Southern Africa to be used for the purposes of that Programme and that residual administrative matters relating to the programme of the Trust Fund be handled by the Secretariat unit responsible for the administration of the Programme;

4. Also endorses the recommendation of the Committee of Trustees that its functions be discontinued;

5. Expresses its appreciation to the Governments, organizations and individuals that have made generous contributions to the Trust Fund and to the voluntary agencies that have been engaged in rendering legal, educational and relief assistance to the victims of apartheid in South Africa over the years;

6. Expresses its gratitude to the Secretary-General and to the Committee of Trustees for their persistent humanitarian efforts in South Africa;

7. Appeals to Member States to offer financial and material support to the reconstruction and development efforts of the new Government of National Unity of South Africa and to continue to assist civic society in that country.

95th plenary meeting
23 June 1994